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BILL NO. R-96-11-16

CONFIRMING RESOLUTION NO. R-77-96

**A CONFIRMING RESOLUTION designating an
“Economic Revitalization Area” under I.C. 6-1.1-12.1
for property commonly known as 2301 Pennsylvania
Street, Fort Wayne, Indiana 46803 (Advanced Cutting
Systems, Inc.)**

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution the following described property as an “Economic Revitalization Area” under Section 153.02 of the Municipal Code of the City of Fort Wayne, Indiana, of 1993, as amended and I.C. 6-1.1-12.1, to wit:

Attached hereto as “Exhibit A” as if a part herein; and

WHEREAS, said project will said project will create one full-time, permanent job for a total additional payroll of \$14,000, with the average new annual job salary being \$14,000, and retain eight full-time, permanent jobs for a current annual payroll of \$118,848, with the average current annual job salary being \$14,856; and

WHEREAS, the total estimated project cost is \$160,000; and

WHEREAS, recommendations have been received from the Committee on Finance and the Department of Economic Development concerning said Resolution; and

WHEREAS, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution; and

1 **WHEREAS**, if said Resolution involves an area that has already been designated an
2 allocation area under I.C. 36-7-14-39, The Fort Wayne Redevelopment Commission has
3 adopted a Resolution approving the designation.

4 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF**
5 **THE CITY OF FORT WAYNE, INDIANA:**

6 **SECTION 1.** That, the Resolution previously designating the above described property
7 as an "Economic Revitalization Area" is confirmed in all respects.

8 **SECTION 2.** That, the hereinabove described property is hereby declared an
9 "Economic Revitalization Area" pursuant to I.C. 6-1.1-12.1, said designation to begin on the
10 effective date of this Resolution and shall terminate on March 1, 1998.

11 **SECTION 3.** That, said designation of the hereinabove described property as an
12 "Economic Revitalization Area" shall apply to a deduction of the assessed value of personal
13 property for new manufacturing equipment.

14 **SECTION 4.** That, the estimate of the number of individuals that will be employed or
15 whose employment will be retained and the estimate of the annual salaries of those individuals
16 and the estimate of the value of the new manufacturing equipment, all contained in Petitioner's
17 Statement of Benefits are reasonable and are benefits that can be reasonably expected to result
18 from the proposed described installation of the new manufacturing equipment.

19 **SECTION 5.** The current year approximate tax rates for taxing units within the City
20 would be:

21 (a) If the proposed new manufacturing equipment is not installed, the approximate
22 current year tax rates for this site would be \$8.8982/\$100.

(b) If the proposed new manufacturing equipment is installed and no deduction is granted, the approximate current year tax rate for the site would be \$8.8982/\$100 (the change would be negligible).

(c) If the proposed new manufacturing equipment is installed, and a deduction percentage of eighty percent (80%) is assumed, the approximate current year tax rate for the site would be \$8,8982/\$100 (the change would be negligible).

SECTION 6. Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction from the assessed value of the new manufacturing equipment shall be for a period of five years.

SECTION 7. The benefits described in the Petitioner's Statement of Benefits can be reasonably expected to result from the project and are sufficient to justify the applicable deductions.

SECTION 8. For new manufacturing equipment, a deduction application must contain a performance report showing the extent to which there has been compliance with the Statement of Benefits form approved by the Fort Wayne Common Council at the time of filing. This report must be submitted to the Allen County Auditor's Office, and the City of Fort Wayne's Department of Economic Development and must be included with the deduction application. For subsequent years, the performance report must be updated and submitted along with the deduction application at the time of filing.

SECTION 9. The performance report must contain the following information:

- A. The cost and description of real property improvements and/or new manufacturing equipment acquired.
- B. The number of employees hired through the end of the preceding calendar year as a result of the deduction.

- C. The total salaries of the employees hired through the end of the preceding calendar year as a result of the deduction.
- D. The total number of employees employed at the facility receiving the deduction.
- E. The total assessed value of the real and/or personal property deductions.
- F. The tax savings resulting from the real and/or personal property being abated.

SECTION 10. That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Member of Council

APPROVED AS TO FORM A LEGALITY

J. Timothy McCaulay, City Attorney

93-059990

THIS FORM HAS BEEN PREPARED FOR USE IN THE STATE OF INDIANA BY LAWYERS ONLY. THE SELECTION OF A FORM OF INSTRUMENT, FILLING IN BLANK SPACES, STRIKING OUT PROVISIONS, AND INSERTION OF SPECIAL CLAUSES, MAY CONSTITUTE THE PRACTICE OF LAW WHICH SHOULD ONLY BE DONE BY A LAWYER.

Tax Key No.: #91-4171-0152

Mail tax bills to:

2301 Pennsylvania St.
Fort Wayne, IN 46803

WARRANTY DEED

This Indenture witnesseth that JAMES O. PERKINS and ROSEMARY PERKINS, Husband and Wife, each being over the age of eighteen (18) years

of Allen

County in the State of Indiana

Convey and warrant to AdvancedCutting Systems, Inc.

of Allen County in the State of Indiana
for and in consideration of Ten Dollars (\$10.00) and other valuable considerations
the receipt whereof is hereby acknowledged, the following Real Estate in Allen
in the State of Indiana, to wit:

Lots 152, 153 and 154 in Vordermark's Addition, according to the plat
thereof, as recorded in Deed Record 99, pages 450-451.

SUBJECT TO: All restrictions, limitations, easements, covenants and assessments of record.

SUBJECT TO: The real estate taxes due and payable in November, 1993
and all subsequent taxes.

93 OCT 13 PM 3:05
Allen County Recorder
Indiana

State of Indiana, Allen County, etc

Before me, the undersigned, a Notary Public in and for said County and State, this 30th day of SEPTEMBER 1993 personally appeared:

JAMES O. PERKINS AND ROSEMARY PERKINS,
Husband and Wife, each being over the
age of eighteen (18) years.

Dated this 30th Day of SEPTEMBER 1993

JAMES O. PERKINS

ROSEMARY PERKINS

DULY ENTERED FOR TAXATION

OCT 18 1993

And acknowledged the execution of the foregoing deed. In witness whereof, I have hereunto subscribed my name and affixed my official seal. My commission expires 5-2 1995

Resident of Allen County.

JACK E. REED
Notary Public

INSTRUMENT 93-8551

Read the first time in full and on motion by Crossford,
and duly adopted, read the second time by title and referred to the
Committee on Finance (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on Tuesday, the 26th day of
November, 1996, at 3:30 o'clock
8 M.E.S.T.

DATED: 11-12-96

Sandra E. Kennedy

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Crossford,
and duly adopted, placed on its passage. PASSED LOST
by the following vote:

| | AYES | NAYS | ABSTAINED | ABSENT |
|-------------|----------|------|-----------|--------|
| TOTAL VOTES | <u>9</u> | | | |
| BENDER | <u>✓</u> | | | |
| CRAWFORD | <u>✓</u> | | | |
| EDMONDS | <u>✓</u> | | | |
| HALL | <u>✓</u> | | | |
| HAYHURST | <u>✓</u> | | | |
| HENRY | <u>✓</u> | | | |
| LUNSEY | <u>✓</u> | | | |
| RAVINE | <u>✓</u> | | | |
| SCHMIDT | <u>✓</u> | | | |

DATED: 11-26-96

Sandra E. Kennedy

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. R-77-96
on the 26th day of November, 1996

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)
J. Schmidt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 27th day of November, 1996,
at the hour of 3:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 2d day of December,
1996, at the hour of 3:45 o'clock P.M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Confirming Resolution

DEPARTMENT REQUESTING ORDINANCE Department of Economic Development

SYNOPSIS OF ORDINANCE This is to confirm the approval of an Economic Revitalization Area for Advanced Cutting Systems, Inc. for personal property improvements in the amount of \$160,000. In order to expand, Advanced Cutting Systems, Inc. will lease new equipment with an option to purchase.

EFFECT OF PASSAGE Creation of one new job and the retention of eight existing jobs. Tax savings will be used to fund equipment and payroll.

EFFECT OF NON-PASSAGE Loss of one additional job and additional tax revenue.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) No public expenditures involved.

ASSIGNED TO COMMITTEE (PRESIDENT) John Crawford

BILL NO. R-96-11-16

REPORT OF THE COMMITTEE ON
FINANCE

THOMAS C. HENRY - JOHN N. CRAWFORD - CO-CHAIR
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (XXXXXX) (RESOLUTION) confirming resolution
"Economic Revitalization Area" 2301 Pennsylvania St - (Advanced Cutting
Systems, Inc.)

HAVE HAD SAID (XXXXXX) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(XXXXXX) (RESOLUTION)

11-12-2014

| <u>DO PASS</u> | <u>DO NOT PASS</u> | <u>ABSTAIN</u> | <u>NO REC</u> |
|------------------------|--------------------|----------------|---------------|
| <u>John D. Chapman</u> | | | |
| <u>Martin A. Bane</u> | | | |
| <u>Kellee L. Davis</u> | | | |
| <u>D. S. Dickey</u> | | | |
| <u>Howard L. Henry</u> | | | |
| <u>Lester J. Price</u> | | | |
| <u>Dedee Hall</u> | | | |

DATED: 11-26-96

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

November 13, 1996

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of November 16, 1996, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

R-96-11-09 & R-96-11-10
R-96-11-11 & R-96-11-12
R-96-11-13 & R-96-11-14
R-96-11-15 & R-96-11-16
R-96-11-17 & R-96-11-18
R-96-11-19 & R-96-11-20

Economic Revitalization Area

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-96-11-15 AND R-96-11-16)

NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA, APPROVED A RESOLUTION ON 11-12-96,
DESIGNATING PROPERTY AT 2301 Pennsylvania Street, Fort Wayne,
Indiana 46803 (Advanced Cutting Systems, Inc.)

AN ECONOMIC REVITALIZATION AREA. A DESCRIPTION OF THE AFFECTED
AREA CAN BE INSPECTED IN THE COUNTY ASSESSOR'S OFFICE.

COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER
THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND
CONFIRMED OR RESCINDED ON Tuesday, November 26, 1996, at 5:30 o'clock
DATE, TIME & PLACE

P.M.

IF CONFIRMED, SAID DESIGNATING SHALL CONTINUE FOR ONE (1)
YEAR AFTER CONFIRMATION.

ALL INTEREST PERSONS ARE INVITED TO ATTEND AND BE HEARD
AT THE PUBLIC HEARING.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN
DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH STATE AND
FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION"
SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219)427-1120, TTY
(219)427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE
MEETING.

SANDRA E. KENNEDY
CITY CLERK

FW COMMON COUNCIL

(Governmental Unit)

ALLEN

County, Indiana

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM**LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
 -- number of equivalent lines _____

Head -- number of lines _____

Body -- number of lines _____

Tail -- number of lines _____

Total number of lines in notice _____

COMPUTATION OF CHARGES

43 lines, 1 columns wide equals 43 equivalent lines
 at .346 cents per line

\$ 14.88

Additional charge for notices containing rule or tabular work
 (50 percent of above amount) _____

Charge for extra proofs of publication (\$1.00 for each proof in excess of two) _____

1.00

TOTAL AMOUNT OF CLAIM

\$ 15.88

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: NOV 16, 19 96

Title: Clerk

*Julie L Smith***PUBLISHER'S AFFIDAVIT**

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L SMITH who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time _____, the dates of publication being as follows:

11-16-96

Julie L Smith

Subscribed and sworn to before me this 16th day of NOV , 19 96.

Mary L Schneider
Notary Public

MARY L SCHNEIDER

NOTARY PUBLIC STATE OF INDIANA

ALLEN COUNTY

MY COMMISSION EXP JUNE 14, 1997

My commission expires:

FW COMMON COUNCIL

(Governmental Unit)

ALLEN

County, Indiana

The News-Sentinel

Dr.

P.O. Box 100
Fort Wayne, IN

To:

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11-16-96

Mary L Schneider
Notary Public

My commission expires: NOTARY PUBLIC STATE OF INDIANA

ALLEN COUNTY

MY COMMISSION EXP JUNE 14,1997

SANDRA E. KENNEDY
CITY CLERK
#313579